

**THE HONOURABLE SRI JUSTICE
V.ESWARAIAH**

W.P. No. 23189 of 2007

Date:03-12-2007

Between:

Jangama Lachaiah and three others

...Petitioners

AND

The Revenue Divisional Officer, Mancherial and another

Respondents

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ORDER:

The petitioners seek a writ of mandamus declaring the action of the Revenue Divisional Officer in not disposing of the representation/appeal, dated 25.04.2005, as illegal and arbitrary and for a consequential direction directing the R.D.O. to dispose of the representation/Appeal in File No.G/1437/2005 at an early date.

It is the case of the petitioners that an extent of Ac.4.00 cents in Sy.No.175/A was allotted in favour of first petitioner and an extent of Ac.03.65 cents in Sy.No.75/B was allotted in favour of second petitioner situated at Elkanti village, Jaipur mandal, Adilabad District and the petitioners have cultivated the lands up to 1999 and after 1999, they could not cultivate the assigned lands due to financial problems. While so, they came to know that the Mandal Revenue Officer assigned the said lands in favour of the respondents 3 and 4 viz. Palamakula Satyanarayana and Palamakula Thirupathi respectively and accordingly, they made a representation before the Mandal Revenue Officer on 30.12.2004. The Mandal Revenue Officer issued notices, dated 11.01.2005 in proceeding No.B/45/2005 fixing the date for conducting enquiry on 28.01.2005 for submitting documentary evidence. But, the enquiry is being postponed from time to time and the enquiry has not been completed. Therefore, the petitioners made a representation before the Revenue Divisional Officer, Mancherla and the R.D.O. vide his proceedings under Lr.Rc.No.G/1437/2005, dated 04.05.2005 requested the M.R.O. to enquire into the matter personally and submit a report. Thereafter, the M.R.O. vide his proceedings No.B/45/2005, dated 05.05.2005 submitted a report to the R.D.O., Mancherla for taking necessary

action in the matter. But, ultimately no action has been taken by the R.D.O. Accordingly, the petitioners seek to issue a writ of mandamus directing the R.D.O., Mancheri to consider and dispose of the said representation of the petitioners, dated 25.04.2005.

Having regard to the facts of the case, without expressing any opinion with regard to merits of the case, the writ petition is disposed of directing the respondents to consider and dispose of the said representation of the petitioners pursuant to the report submitted by the M.R.O., Jaipur, dated 05.05.2005 in Lr.No.B/45/05 (RK/65/2006) after giving reasonable opportunity to the petitioners as well as the respondents 3 and 4 in accordance with law, without any unnecessary delay. There shall be no order as to costs.

V.ESWARAIAH, J.

Date:03.12.2007

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